

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE UNDER 37 C.F.R. §§ 1.6(a)(4) & 1.8

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/Timothy K. Ball /

September 14, 2009

Timothy K. Ball

Date

In re application of: Scale et al.

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Serial No.: 10/707,039

)

Filed: November 17, 2003

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For: Amino Acid Sequence Variant Alfalfa Antifungal
 Protein And Its Use In Plant Disease Control

)

) Examiner: Zheng, Li

) Group Art Unit: 1638

) Conf. No. 1038

Commissioner for Patents

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Response to Office Action

This paper is filed in response to the Office Action mailed April 14, 2009, and is filed along with a petition for extension of time for two (2) months under 37 CFR 1.17(a)(2) and further under 37 CFR 1.136(a)(1), and authorization for the Office to deduct the requisite fees for this petition from the Applicants USPTO Deposit Account 13-4125 in the name of Monsanto Company. Therefore, it is believed that this response is timely filed.

With this submission, claims 11-20 and new claims 25-30 are pending in this application, no claims amendments are presented, and upon the mailing of the referenced Office Action on April 14, 2009, the Examiner has allowed all claims except claims 13-15. The Applicants respectfully thank the Examiner for the allowance of the referent claims.